



DOCKET NO: 216792US2PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
KENGO MIYOSHI, ET AL. : EXAMINER: VU, NGOC K.
SERIAL NO: 09/926,689 :
FILED: DECEMBER 3, 2001 : GROUP ART UNIT: 2623
FOR: DATA TRANSMISSION SYSTEM :
AND DEVICE

PROVISIONAL ELECTION OF SPECIES

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Election of Species Requirement dated December 5, 2006,
Applicants provisionally elect with traverse the species drawn to Fig. 8, and list Claims 1, 2,
7, 11, 13 and 14 as readable thereon.

Applicants traverse the outstanding requirement as the outstanding requirement has
not established that an undue burden would be required if the requirement was not issued and
if all the claims were examined together. More particularly, MPEP §803 states:

If the search and examination of an entire application can be made without
serious burden, the Examiner must examine it on the merits, even though it
includes claims to independent or distinct inventions.

In the present application no undue burden has been established if each of the claims
were examined together.

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Reply to Office Action of December 5, 2006

Therefore, Applicants respectfully request that the requirement to elect a single disclosed species be reconsidered and withdrawn,¹ and that a full examination on the merits of Claims 1-24 be conducted.

Respectfully submitted,

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¹ See MPEP 821.01.